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APR 27 2005

DEPARTMENT OF ENVIRONMENTAL SERVICES  
WATER COUNCIL

IN RE: ROBERT CHAPMAN and CHAPMAN SCRAP METAL RECYCLING

DOCKET NO. 04-22-WC

ASSENTED-TO WITHDRAWAL OF APPEAL

NOW COMES ROBERT CHAPMAN d/b/a CHAPMAN SCRAP METAL RECYCLING  
of Milan, New Hampshire, and withdraws the appeal captioned above, and states as follows:

1. The legal issues in the appeal have been resolved.
2. Because the facility now holds a solid waste permit by notification, Mr. Chapman withdraws his appeal.
3. Counsel for the State concurs.

Respectfully submitted,

Robert Chapman d/b/a Chapman Scrap Metal Recycling

By His Attorneys,

MCLANE, GRAF, RAULERSON & MIDDLETON,  
PROFESSIONAL ASSOCIATION

By:

Gregory H. Smith  
Bicentennial Square  
15 North Main Street  
Concord, NH 03301-4945  
603-226-0400

Certificate of Service

I hereby certify that on April 27, 2005, I served the foregoing Withdrawal by hand-delivering a copy to K. Allen Brooks, Esq. at the NH Dep't of Justice, Environmental Protection Bureau, 33 Capitol Street, Concord, N.H. 03301.

Gregory H. Smith